

1 Hon. Jamal N. Whitehead
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

9 In re

10 WATER WIND & SKY, LLC,

11 Debtor.

12 WATER WIND & SKY, LLC, a Washington
13 limited liability company,

14 Plaintiff/Appellant,

15 v.

16 MGP BEACON GUARANTY, LLC, a Nevada
17 limited liability company,

Defendant/Appellee.

District Court Case No. 23-cv-00299-JNW
District Court Case No. 23-cv-00403-JNW

Bankruptcy/Adversary Nos.: USBC 22-
10752, Adv. 22-01025

Internal Appeal No. 23-S003

SECOND STIPULATED MOTION
AND ORDER REGARDING STAY

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19 The parties to the above-captioned U.S. District Court matters (the “Actions”), by
20 and through their respective counsel, hereby agree and stipulate as follows:

21 WHEREAS, on March 24, 2023, Judge Timothy Dore of the U.S. Bankruptcy
22 Court for the Western District of Washington issued a Judgment from Trial in Adversary
23 No. 22-01025-TWD, and also issued rulings on certain post-trial motions in the same
24 proceeding;

25 WHEREAS, both parties have filed Notices of Appeal in connection with the
26 judgment entered and decisions made on March 24, 2023;

WHEREAS, the parties have engaged in settlement discussions in an attempt to facilitate a global resolution of all disputes between them;

WHEREAS, the parties have previously received a 30-day stay of appellate deadlines in order to facilitate those discussions;

WHEREAS, the present stay expires on May 5, 2023;

WHEREAS, the parties' settlement discussions are continuing and the parties presently expect those discussions to conclude in the near term;

WHEREAS, the parties have agreed that it would conserve party and judicial resources and be in the parties' mutual interest to seek an additional stay all of appellate deadlines while the parties continue to discuss settlement.

IT IS THEREFORE STIPULATED AND AGREED, by and between the parties, by and through their undersigned counsel and subject to the approval of this Court, that the Actions shall be stayed for an additional 30-day period.

IT IS SO STIPULATED.

DATED this 3rd day of May, 2023.

McNAUL EBEL NAWROT & HELGREN PLLC

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SECOND STIPULATED MOTION AND ORDER
REGARDING STAY (Cause No. 23-cv-00299-JNW and 23-cv-
00403-JNW) – Page 3

LAW OFFICES OF
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ORDER

IT IS SO ORDERED.

DATED this 9th day of May, 2023.



Jamal N. Whitehead
United States District Judge

Presented by:

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